

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

TRUSTEES OF THE SOFT DRINK)	
INDUSTRY - LOCAL UNION NO. 744)	
PENSION FUND,)	
)	
Plaintiff,)	Case No. 08 C 502
)	
v.)	Judge Leinenweber
)	
ROYAL CROWN BOTTLING COMPANY)	Magistrate Judge Nolan
OF CHICAGO, a Delaware Corporation,)	
)	
Defendant.)	

NOTICE OF MOTION

TO: Librado Arreola
Barry G. Collins
Asher, Gittler, Greenfield & D'Alba, Ltd.
200 W. Jackson Blvd., Suite 1900
Chicago, Illinois 60606

PLEASE TAKE NOTICE, that on Tuesday, April 1, 2008 at 9:30 am, or as soon thereafter as counsel may be heard, the undersigned shall appear before the Honorable Harry D. Leinenweber in Room 1941 at 219 S. Dearborn, Chicago, Illinois, and then and there present the attached *Motion to Dismiss Count II of Plaintiff's Complaint*, a copy of which is attached and hereby served upon you.

DATED: March 24, 2008

Respectfully submitted,

ROYAL CROWN BOTTLING
COMPANY OF CHICAGO

By: /s/ Colin M. Connor
One of its Attorneys

Joel H. Kaplan
Marc. R. Jacobs
Colin M. Connor
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CERTIFICATE OF SERVICE

I, Colin Connor, an attorney, do hereby certify that I have caused a true and correct copy of the foregoing *Notice of Motion* to be electronically filed with the Clerk of the Court using the CM/ECF system, which sent notification of such filing to the following on this 24th day of March, 2008:

Librado Arreola
Barry G. Collins
Asher, Gittler, Greenfield & D'Alba, Ltd.
200 W. Jackson Blvd., Suite 1900
Chicago, Illinois 60606

/s/ Colin M. Connor